

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: D. Dehghan et al. Attorney Docket No.: MSFT122464  
Application No.: 10/799,351 Art Unit: 2167 / Confirmation No: 6346  
Filed: March 12, 2004 Examiner: M. Le  
Title: UPDATE DISTRIBUTION SYSTEM ARCHITECTURE AND METHOD  
FOR DISTRIBUTING SOFTWARE

RESPONSE TO NON-FINAL REJECTION

Seattle, Washington 98101

August 5, 2008

TO THE COMMISSIONER FOR PATENTS:

This communication is in response to the Office Action mailed May 5, 2008 (hereinafter "Office Action").

The Office Action rejected Claims 1-3, 10, 11, 17, and 30 under 35 U.S.C. § 103(a) as being obvious over U.S. Pub. No. 20020019864 to Mayer (hereinafter "Mayer") in view of U.S. Pub. No. 20030200300 to Melchione (hereinafter "Melchione") and further in view of U.S. Patent No. 6,973,647 to Crudele et al. (hereinafter "Crudele"). Claims 4-9 and 12-16 were rejected under 35 U.S.C. § 103(a) as being obvious over Mayer in view of Melchione and Crudele, and further in view of U.S. Patent No. 6,199,204 to Donohue (hereinafter "Donohue").

With this response, Claims 1-17 and 30 remain pending in the application.

Claim 1

The Office Action asserts that Mayer, Melchione, and Crudele, in combination, disclose the elements of Claim 1. Applicants respectfully traverse this rejection, submitting that the cited references fail to disclose the elements of Claim 1. In particular, applicants submit that the cited references fail to disclose:

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